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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark W. Miles
Appl. No. : 09/991,378
Filed : November 21, 2001
For : INTERFEROMETRIC
MODULATION OF RADIATION
Examiner : Jeffrey J. Piziali
Group Art Unit : 2673

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February 8, 2006

(Date)

Mallory K. de Merlier, Reg. No. 51,609

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 C.F.R. §1.121

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed January 24, 2006 in connection with the above-identified patent application, kindly consider the corrected, compliant "Amendments to the Claims" section of the amendment submitted herewith.

As the attached compliant preliminary amendment is being filed within one month of receiving the Notice of Non-Compliant Amendment, no fees are required. However, if necessary, the PTO is authorized to charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 2/8/06By: Mallory K. de Merlier

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